**DOCKET NO.: PHRM-0293/** 00237.1





## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

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Gabriel Vogeli, et al.

**Group Art Unit: 1646** 

TECH CENTER 1600/2900

Serial No.: 09/714,449 Filing Date: November 16, 2000

Examiner: Joseph F. Murphy

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DATE OF DEPOSIT: I HEREBY CERTIFY THAT THIS PAPER IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL, POSTAGE PREPAID ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO THE ASSISTANT COMMISSIONER FOR PATENTS, ASHINGTON, DC/20231.

TYPED NAME: Mark DeLuca REGISTRATION NO.: 33,229

**Assistant Commissioner for Patents** Washington, D.C. 20231

Dear Sir:

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

In accordance with §1.97(b), since this Information Disclosure Statement is being  $\boxtimes$ filed either within three months of the filing date of the above-identified application, within three months of the date of entry into the national stage of the above identified application as set forth in §1.491, before the mailing date of a first Office Action on the merits of the above-identified application, or before the mailing date of a first office action after the filing of request for continued examination under §1.114, no additional fee is required.

	In accordance with §1.129(a), this Information Disclosure Statement is being
	filed in connection with $\square$ the first or $\square$ second After Final Submission,
	therefore:
`	☐ Certification in Accordance with §1.97(e) is attached; or
	The fee of $$180.00$ as set forth in $$1.17(p)$ is attached.
	In accordance with §1.97(c), this Information Disclosure Statement is being filed
	after the period set forth in §1.97(b) above but before the mailing date of either
	a Final Action under §1.113 or a Notice of Allowance under §1.311, or before an
	action that otherwise closes prosecution in the application, therefore:
	Certification in Accordance with §1.97(e) is attached; or
	The fee of \$180.00 as set forth in \$1.17(p) is attached.
	In accordance with §1.97(d), this Information Disclosure Statement is being filed
	after the mailing date of either a Final Action under §1.113 or a Notice of
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	the submission fee of \$180.00 as set forth in \$1.17(p).
$\boxtimes$	Copies of each of the references listed on the attached Form PTO-1449 are
	enclosed herewith.
	Copies of references listed on the attached Form PTO-1449 are enclosed herewith
	EXCEPT THAT:
	☐ In view of the voluminous nature of references [list as appropriate], and
	the likelihood that these references are available to the Examiner, copies
	are not enclosed herewith.

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**PATENT** 

	In accordance with §1.98(d), copies of the following references listed on
	the attached Form PTO-1449 are not enclosed herewith because they were
	previously cited by or submitted to the U.S. Patent and Trademark Office in patent application(s) for which a claim for priority under 35
	U.S.C.§120 have been made in the instant application:
	Copies of references [list as appropriate] listed on the attached Form
	PTO-1449 were previously cited by or submitted to the Patent and
	Trademark Office in prior application Serial No. , filed .
	☐ If any of the foregoing publications are not available to the
	Examiner, Applicant will endeavor to supply copies at the
	Examiner's request.

Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050. This form is submitted in duplicate.

English language abstracts have been provided for references 165 and 168 which are not in the English language.

Date: Ay 30 wor

Mark DeLuca

Registration No. 33,229

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